

Dec 19, 2017

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

MONTROSE ENVIRONMENTAL  
GROUP, INC., a Delaware corporation;  
and MONTROSE AIR QUALITY  
SERVICES, LLC, a Delaware limited  
liability company,

Plaintiffs,

v.

ZEPHYR AIR QUALITY SERVICES,  
LLC, a Washington limited liability  
company; TIMOTHY J. HOMER, an  
individual; the MARITAL  
COMMUNITY OF TIMOTHY J.  
HOMER AND TAMMY D. MESSING;  
CLAYTON KRIETZMAN, an individual;  
and COLLIN ROSE, an individual,

Defendants.

No. 2:16-cv-00433-SAB

**ORDER GRANTING  
STIPULATED MOTION FOR  
DISMISSAL**

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1 Before the Court is the parties' Stipulated Motion for Dismissal, ECF No.  
2 26. The parties inform the Court that this matter has been settled and request that  
3 the remaining claims in this action be dismissed, with prejudice, with the parties to  
4 bear their own costs and fees. The parties further agree the dismissal shall be  
5 without prejudice as to the Court's Order Granting Stipulated Motion for  
6 Permanent Injunction, ECF No. 25, which shall remain in effect. Pursuant to Fed.  
7 R. Civ. P. 41(a)(1)(A)(ii), the Court finds good cause to grant the motion.

8 Accordingly, **IT IS HEREBY ORDERED:**

9 1. The parties' Stipulated Motion for Dismissal, ECF No. 26, is  
10 **GRANTED.**

11 2. The remaining claims in the above-captioned matter are **dismissed with**  
12 **prejudice.**

13 3. The dismissal shall be **without prejudice** as to the Court's Order  
14 Granting Stipulated Motion for Permanent Injunction, ECF No. 25, which shall  
15 remain in effect.

16 4. Any pending motions are **dismissed as moot.**

17 5. All trial dates and deadlines are **stricken.**

18 **IT IS SO ORDERED.** The District Court Executive is hereby directed to  
19 file this Order, provide copies to counsel, and **close** the file.

20 Dated this 19th day of December 2017.



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A handwritten signature in blue ink that reads "Stanley A. Bastian". The signature is written in a cursive, flowing style.

26 Stanley A. Bastian  
27 United States District Judge  
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